

1 **Philip A. Seplow, Esq.**  
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3 (602) 254-8817  
4

5 **Shadow Counsel for Defendant**

6 IN THE UNITED STATES DISTRICT COURT  
7 DISTRICT OF ARIZONA

8 United States of America,	)	Case No. CR 08-0814-PHX-DGC
	)	
9 Plaintiff,	)	
	)	MOTION TO VACATE AUGUST 29, 2013
10 vs.	)	STATUS HEARING
	)	
11 Daniel David Rigmaiden,	)	
	)	
12 Defendant.	)	
_____	)	

13  
14 COMES NOW the Defendant, Daniel David Rigmaiden, by and  
15 through his undersigned shadow counsel, and respectfully moves to  
16 vacate the status hearing set for August 29, 2012, at 2:00 p.m.  
17 Trial has been continued and the Court has granted extensions of  
18 time for the government to respond to various documents and the  
19 parties feel that a status hearing at this time is unnecessary.

20 This Motion is filed pursuant to Defendant's request and  
21 with his authorization.

22 The government has no objection to this request.

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27 / / /

1 Excludable delay under 18 U.S.C. § 3161(h)(7) is not  
2 expected to occur as a result of this Motion or from an Order  
3 based thereon.

4 RESPECTFULLY SUBMITTED this 23<sup>rd</sup> day of August, 2013.

5 PHILIP A. SELOW, ESQ.

6  
7 By: s/Philip A. Seplow  
8 Philip A. Seplow, Esq.  
9 Attorney for Defendant  
10  
11

12 CERTIFICATE OF SERVICE

13 X I hereby certify that on August 23, 2013, I electronically  
14 transmitted the attached document to the Clerk's Office using the  
15 CM/ECF System for filing and transmittal of a Notice of Electronic  
16 Filing to the following CM/ECF registrants:

17 Frederick Battista, Esq.  
18 Assistant United States Attorney

19 Attorneys for all codefendants of record

20 X I hereby certify that on August 23, 2013, I served the attached  
21 document by First Class Mail on the following, who are not registered  
22 participants of the CM/ECF System:

23 Daniel Rigmaiden  
24 Reg# 10966111  
25 CCA  
26 P O Box 6300  
27 Florence AZ 85132-6300  
28 Defendant *pro se*

29 S/ Philip A. Seplow